

1  
2  
3  
4  
5  
6  
7  
8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
10

11 RAY CHARLES DANIELS,

12 Petitioner,

13 v.

14 B. CATES,

15 Respondent.  
16

No. 2:22-cv-00229-TLN-JDP

**ORDER**

17 Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas  
18 corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate  
19 Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20 On November 8, 2022, the magistrate judge filed findings and recommendations herein  
21 which were served on Petitioner and which contained notice to Petitioner that any objections to  
22 the findings and recommendations were to be filed within fourteen days. (ECF No. 7.) Petitioner  
23 has not filed objections to the findings and recommendations.

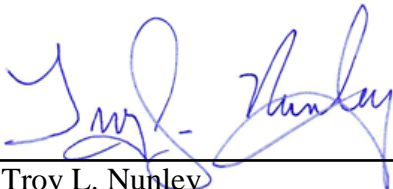
24 The Court has reviewed the file and finds the findings and recommendations to be  
25 supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY  
26 ORDERED that:

27 ///

28 ///

- 1           1. The Findings and Recommendations filed November 8, 2022, are adopted in full;
- 2           2. The Petition, (ECF No. 1), is DISMISSED without leave to amend as time-barred;
- 3           3. The Court declines to issue the certificate of appealability referenced in 28 U.S.C. §
- 4           2253; and
- 5           4. The Clerk of Court is directed to close this case.

6           **DATED: January 2, 2023**

7  
8  
9  
10             
11           \_\_\_\_\_  
12           Troy L. Nunley  
13           United States District Judge  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28